

May 30, 2017

Via ECF

The Honorable Judge Vernon S. Broderick
Thurgood Marshall
United States Courthouse
40 Foley Square
New York, NY 10007

Re: *In re Application of Hornbeam Corporation – 1:14-mc-00424-P1 – Applicant's Unopposed Request to Temporarily File Supporting Foreign Claim Documents Under Seal*

Dear Judge Broderick:

We write on behalf of 28 U.S.C. § 1782 discovery applicants Hornbeam Corporation ("Hornbeam"), Bracha Foundation ("Bracha") and Vadim Shulman ("Shulman") ("Applicants") to respectfully request permission to temporarily file two documents associated with Applicants' accompanying motion for intervention and to amend the Protective Order (the "Motion") under seal.

As set forth more fully in Applicants' Motion and supporting filings, Mr. Shulman has recently filed an action in the English High Court of Justice matching the description provided in the original discovery application and asserting claims against Messrs. Kolomoisky and Bogolyubov for, among other things, breach of their alleged joint venture agreement with Mr. Shulman. Mr. Shulman initiated his English action by filing a Claim Form and Particulars of Claim with the English court. The English court presiding over Mr. Shulman's English action has not yet made Mr. Shulman's claim documents public, but is expected to do so in the near future.

Applicants refer to Mr. Shulman's English Claim Form and Particulars of Claim in their Motion, but as a courtesy to the named defendants and in an abundance of caution, they respectfully seek permission to temporarily file those two documents under seal, until such time as the English court makes those filings available to the public. Counsel for Applicants has conferred with counsel for Intervenor Panikos Symeou – who is not named as a party to Mr. Shulman's English action – and is authorized to represent that Symeou does not oppose this request.

Respectfully submitted,



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Cc: Counsel of record